

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gian Franco BERNABEI

Title: METHOD AND APPARATUS FOR SKIN ABSORPTION
ENHANCEMENT AND TRANSDERMAL DRUG DELIVERY

Serial No.: 10/784,913

Filed Date: February 24, 2004

Examiner: J. Patel

Art Unit: 3766

TERMINAL DISCLAIMER

Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450

Sir:

Your Petitioner, Mattioli Engineering, Ltd., represents that it is the owner of the entire right, title, and interest in and to U.S. Patent Application Serial No. 10/784,913, filed February 24, 2004, by virtue of an Assignment recorded on July 6, 2004, on Reel 014819, Frame 0129, a copy of which is attached hereto as APPENDIX A.

Your Petitioner, Mattioli Engineering, Ltd., also represents that it is the owner of the entire right, title, and interest in and to U.S. Patent 6,743,215. The Assignment for U.S. Patent 6,743,215, which matured from the patent application 10/074,234, was recorded on Reel 012951, Frame 0979, in the United States Patent and Trademark Office, a copy of which is attached hereto as APPENDIX B.

Your Petitioner, Mattioli Engineering, Ltd., hereby disclaims the terminal part of the term of any patent granted on the U.S. Patent Application Serial No 10/784,913 which would extend beyond the full statutory term, as presently shortened by any terminal disclaimer, of U.S. Patent 6,743,215, and hereby agrees that any patent so granted on the U.S. Patent Application Serial No. 10/784,913 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent 6,743,215, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on the above-identified 10/784,913 application, prior to the full statutory term of U.S. Patent 6,743,215 as defined in 35 USC §§ 154-156 and 173, in the event U.S. Patent 6,743,215 expires for failure to pay a maintenance fee, is held unenforceable or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321(a), has all claims canceled by a reexamination certificate or as a result of an interference proceeding, or is otherwise deemed not to provide the rights conveyed by 35 USC § 154 prior to the full statutory term of U.S. Patent 6,743,215 as defined in 35 USC §§ 154-156 and 173, except for the separation of legal title stated above. Further, Petitioner does not disclaim any extension or restoration of term relating to any patent granted on the above-identified application, which extension or restoration is effected under 35 U.S.C. §§ 155, 155A or 156 or any other applicable statute.

The undersigned, certifies that he is an attorney duly authorized to act on behalf of Petitioner, certifies that he has reviewed the Assignments described above, and to the best of his knowledge and belief, legal title in the above-identified application rests with Petitioner, Mattioli Enginerring, Ltd.

The undersigned declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.

Respectfully submitted,

Date February 7, 2006

By Phillip J. Articola

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5535
Facsimile: (202) 672-5399

Phillip J. Articola
Registration No. 38,819



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231



JULY 07, 2004

PTAS

700096514A

FOLEY & LARDNER LLP
BRIAN J. McNAMARA
WASHINGTON HARBOUR
3000 K STREET, N.W., SUITE 500
WASHINGTON, D.C. 20007-5143

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/06/2004

REEL/FRAME: 014819/0129
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: 0800040179

ASSIGNOR:
BERNABEI, GIAN FRANCO

DOC DATE: 05/25/2004

ASSIGNEE:
MATTIOLI ENGINEERING LTD.
10 LONDON MEWS
LONDON, UNITED KINGDOM W2 1HY

SERIAL NUMBER: 10784913
PATENT NUMBER:
TITLE: METHOD AND APPARATUS FOR SKIN ABSORPTION ENHANCEMENT AND
TRANSDERMAL DRUG DELIVERY

FILING DATE: 02/24/2004
ISSUE DATE:

014819/0129 PAGE 2

ALLYSON PURNELL, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS



FORM PTO-1595 (modified)
 (Rev 6-99)

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

RECORDATION FORM COVER SHEET PATENTS ONLY

To the Director of the United States Patent and Trademark Office: Please record the attached original documents or copies thereof.

1. Name of conveying party(ies):

Gian Franco BERNABEI

2. Name and address of receiving party(ies):

MATTIOLI ENGINEERING LTD.
 10 London Mews
 London, UNITED KINGDOM W2 1HY

Additional conveying party(ies) NO

3. Nature of conveyance:

ASSIGNMENT

Execution Date:

May 25, 2004

Additional name(s) & address(es) attached? NO

4. Application number(s) or patent number(s):

If this is being filed together with a new application, the execution date of the application is:

A. Patent Application Number(s):

10784,913

B. Patent Number(s):

Additional numbers attached? NO

5. Name and address of party to whom correspondence concerning document should be mailed:

Brian J. McNamara
 FOLEY & LARDNER LLP
 Washington Harbour
 3000 K Street, N.W., Suite 500
 Washington, D.C. 20007-5143
 202-672-5399

6. Total number of applications/patents involved: 1

7. Total fee (37 C.F.R. § 3.41): \$40.00

Check Enclosed

Charge to deposit account

8. Deposit account number: 19-0741

DO NOT USE THIS SPACE

9. Statement and signature:

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. The Commissioner is hereby authorized to charge any additional recordation fees which may be required in this matter to the above-identified deposit account.

Brian J. McNamara
 Brian J. McNamara

Brian J. McNamara

July 6, 2004

for

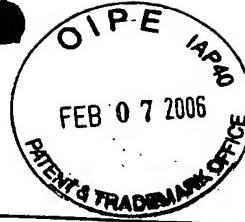
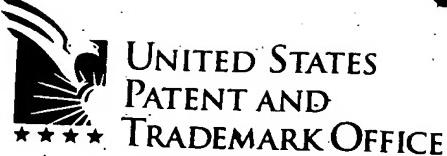
Name of person signing

Signature

Reg. No. 38,819

Date

Total number of pages including cover sheet, attachments, and document: 3



AUGUST 05, 2002

PTAS

Chief Information Officer
Washington, DC 20231
www.uspto.gov

FOLEY & LARDNER
BRIAN J. McNAMARA
3000 K STREET, N.W.
SUITE 500
WASHINGTON, D.C. 20007-5143



102114544A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/04/2002

REEL/FRAME: 012951/0979
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

BERNABEI, GIAN FRANCO

DOC DATE: 02/27/2002

ASSIGNEE:

MATTIOLI ENGINEERING LTD.
10 LONDON MEWS
W2 1HY, UNITED KINGDOM

SERIAL NUMBER: 10074234
PATENT NUMBER:

FILING DATE: 02/14/2002
ISSUE DATE:

THERESA FREDERICK, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

06-07-2002

Atty. Dkt. No. 080004-0148

RECC

U.S. DEPARTMENT OF COMMERCE

TEET

Patent and Trademark Office

102114544

To the Director of the United States Patent and Trademark Office: Please record the attached original documents or copies thereof.

1. Name of conveying party(ies):

Gian Franco BERNABEI



6.4.02

2. Name and address of receiving party(ies):

MATTIOLI ENGINEERING LTD.
10 London Mews
W2 1HY United Kingdom

Additional conveying party(ies) NO

3. Nature of conveyance:

ASSIGNMENT

Execution Date:

02/27/2002

Additional name(s) & address(es) attached? NO

4. Application number(s) or patent number(s):

If this is being filed together with a new application, the execution date of the application is:

A. Patent Application Number(s):

10/074,234

B. Patent Number(s):

Additional numbers attached? NO

5. Name and address of party to whom correspondence concerning document should be mailed:

Brian J. McNamara
FOLEY & LARDNER
Washington Harbour
3000 K Street, N.W., Suite 500
Washington, D.C. 20007-5143

6. Total number of applications/patents involved: 1

7. Total fee (37 C.F.R. § 3.41): \$40.00

 Check Enclosed

Charge to deposit account

8. Deposit account number: 19-0741

DO NOT USE THIS SPACE

9. Statement and signature:

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. The Commissioner is hereby authorized to charge any additional recordation fees which may be required in this matter to the above-identified deposit account.

Brian J. McNamara

June 4, 2002

Name of person signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 3

06/07/2002 AHMED1 00000016 10074234

01 FC:581

40.00 OP

002.838991.1

ASSIGNMENT - WORLDWIDE

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, each undersigned inventor has sold and assigned, and by these presents hereby sells and assigns, unto

*name and
address of
assignee*

MATTIOLI ENGINEERING LTD.
*10 London Mews
W2-1HY, United Kingdom*

its successors and assigns, the entire right, title and interest, so far as concerns the United States and the Territories and Possessions thereof and all foreign countries in and to the invention in

*title of
invention*

METHOD AND APPARATUS FOR SKIN ABSORPTION ENHANCEMENT AND CELLULITE REDUCTION

as set forth in this United States Patent Application

check one

- executed concurrently herewith
 executed on _____
 Serial No. 10/074,234

Filed February 14, 2002

said application for United States Letters Patent, including all divisional, renewal, substitute, continuation and Convention applications based in whole or in part upon said inventions or upon said applications, and any and all Letters Patent and reissues and extensions of Letters Patent granted for said inventions or upon said applications and every priority right that is or may be predicated upon or arise from said inventions, said applications, and said Letters Patent; said Assignee being hereby authorized to file patent applications in any or all countries on any or all said inventions in the name of the undersigned or in the name of said Assignee or otherwise as said Assignee may deem advisable, under the International Convention or otherwise; the Commissioner of Patents and Trademarks of the United States of America being hereby authorized to issue or transfer all said Letters Patent to said Assignee in accordance herewith; this assignment being under covenant, not only that full power to make the same is had by the undersigned; but also that such assigned right is not encumbered by any grant, license, or other right theretofore given, and that the undersigned will do all acts reasonably serving to ensure that the said inventions, patent applications and Letters Patent shall be held and enjoyed by said

Assignee as fully and entirely as the same could have been held and enjoyed by the undersigned if this assignment had not been made, and particularly to execute and deliver to said Assignee all lawful documents including petitions, specifications, oaths, assignments, invention disclaimers, and lawful affidavits in form and substance which may be requested by said Assignee, to furnish said Assignee with all facts relating to said inventions or the history thereof and any and all documents, photographs, models, samples or other physical exhibits which may be of said inventions, and to testify in any proceedings relating to said inventions, patent applications and Letters Patent.

The undersigned hereby grant the firm of FOLEY & LARDNER the power to insert in this Assignment any further identification which may be necessary or desirable to comply with the rules of the U.S. Patent and Trademark Office for recordation of this Assignment.

NAMES AND SIGNATURES OF INVENTORS		
Name: Gian Franco BERNABEI	Signature: 	Date: 5/27/02
Name:	Signature:	Date:
Name:	Signature:	Date:
NAMES AND SIGNATURES OF WITNESSES		
Name:	Signature:	Date:
Name:	Signature:	Date:

Note: Prima facie evidence of execution may optionally be obtained by execution of this document before a U.S. Consul or before a local officer authorized to administer oaths whose authority is proved by a certificate from a U.S. Consul.